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FILED

DISTRICT COURT OF GUAM

JAN 10 2007

MARY L.M. MORAN
CLERK OF COURT

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8 IN THE UNITED STATES DISTRICT COURT

9 FOR THE DISTRICT OF GUAM

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 vs.

13 PETER OGO AGUERO,
and LINDA G. AGUERO,

14 Defendants.

15 CRIMINAL CASE NO.

16 AMENDED
INDICTMENT

17 07-00004

3/9/07

18 DEALING IN FIREARMS

[18 U.S.C. §§ 922(a)(1)(A) & 924(a)(1)(D)]
(Counts I, II, III, IV)

19 EXPLOSIVE MATERIALS

[18 U.S.C. §§ 842(h) & 844(a)]
(Counts V, VI, VII, VIII, IX)

20 IMPROPER STORAGE OF

21 EXPLOSIVES

[18 U.S.C. §§ 842(j) & 844(b) and
27 C.F.R. Secs. 55.201]

22 (Count X)

23 THE GRAND JURY CHARGES THAT:

24 COUNT I - DEALING IN FIREARMS

25 On or about the 25th day of February, 2005, in the District of Guam, the defendant,

26 PETER OGO AGUERO, wilfully engaged in the business of dealing in firearms without a
27 license, to wit: defendant PETER OGO AGUERO sold a firearm, specifically a Savage Shotgun,
28 .12 gauge, Serial Number obliterated, without a license, in violation of Title 18, United States
Code, Sections 922(a)(1)(A) and 924(a)(1)(D).

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COUNT II - DEALING IN FIREARMS

2 On or about the 25th day of February, 2005, in the District of Guam, the defendant,
3 PETER OGO AGUERO, wilfully engaged in the business of dealing in firearms without a
4 license, to wit: defendant PETER OGO AGUERO sold a firearm, specifically a Harrington and
5 Richardson rifle, .32 caliber, Serial Number #AP274-31, without a license, in violation of Title
6 18, United States Code, Sections 922(a)(1)(A) and 924(a)(1)(D).

COUNT III - DEALING IN FIREARMS

9 On or about the 29th day of March, 2005, in the District of Guam, the defendant, PETER
10 OGO AGUERO, wilfully engaged in the business of dealing in firearms without a license, to
11 wit: defendant PETER OGO AGUERO sold a firearm, specifically a Jager rifle, model AP80-
12 22M, .22 caliber, Serial Number 033476, without a license, in violation of Title 18 ,United
13 States Code, Sections 922(a)(1)(A) and 924(a)(1)(D).

COUNT IV - DEALING IN FIREARMS

16 On or about the 14th day of April, 2005, in the District of Guam, the defendant, LINDA
17 G. AGUERO, wilfully engaged in the business of dealing in firearms without a license, to wit:
18 defendant LINDA G. AGUERO, sold a firearm, specifically a Nornico Rifle, Model SKS,
19 7.62x39 caliber, Serial Number 210031520, without a license, in violation of Title 18, United
20 States Code, Sections 922(a)(1)(A) and 924(a)(1)(D).

COUNT V - EXPLOSIVE MATERIALS

1 **COUNT VI - EXPLOSIVE MATERIALS**

2 On or about the 25th day of February, 2005, in the District of Guam, the defendant PETER
3 OGO AGUERO, knowingly sold explosive materials, to wit: three (3) commercial blasting caps
4 (#18) with red and white leg wires, knowing and having reasonable cause to believe the
5 explosive materials were stolen, in violation of Title 18, United States Code, Sections 842(h) and
6 844(a).

7 **COUNT VII - EXPLOSIVE MATERIALS**

8 On or about the 29th day of March, 2005, in the District of Guam, the defendant PETER
9 OGO AGUERO, knowingly sold explosive materials, to wit: four (4) California Seals or Pest
10 Control Devices with green fuses, knowing and having reasonable cause to believe, the explosive
11 materials were stolen, in violation of Title 18, United States Code, Sections 842(h) and 844(a).

12 **COUNT VIII - EXPLOSIVE MATERIALS**

13 On or about the 14th day of April, 2005, in the District of Guam, the defendant LINDA G.
14 AGUERO, knowingly sold explosive materials, to wit: one (1) California Seal or Pest Control
15 Device, knowing and having reasonable cause to believe, the explosive materials were stolen, in
16 violation of Title 18, United States Code, Sections 842(h) and 844(a).

17 **COUNT IX - EXPLOSIVE MATERIALS**

18 On or about the 21st day of March, 2006, in the District of Guam, the defendant LINDA
19 G. AGUERO and PETER OGO. AGUERO, knowingly concealed explosive materials, to wit:
20 two (2) commercial blasting caps with red and white leg wires, knowing and having reasonable
21 cause to believe, the explosive materials were stolen, in violation of Title 18, United States Code,
22 Sections 842(h) and 844(a).

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COUNT Y1 - IMPROPER STORAGE OF EXPLOSIVES

Between February 25, 2005 and March 21, 2006, in the District of Guam, the defendant PETER OGO AGUERO and LINDA G. AGUERO, knowingly stored high explosives in a manner not in conformity with regulations promulgated by the Secretary of the Treasury pursuant to 18 U.S.C. Section 847, in that they stored high explosives, specifically five (5) commercial blasting caps/detonating devices and five (5) California Seals/Pest Control Devices, as defined in 27 C.F.R. Secs. 55.202(a)(1987), in their residence at Anthurum Street, Pagat, Mangilao, Guam, said residence not then conforming with the requirements of Type 1 storage facilities, in violation of Title 18, United States Code, Sections 842(j) and 844(b) and 27 C.F.R. Secs. 55.201 et seq., (1987).

DATED this 10th day of January, 2007.

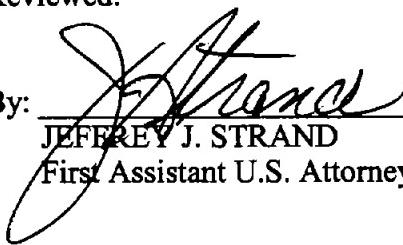
A TRUE BILL.

Irene S. Mafnas
IRENE S. MAFNAS
Foreperson

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